

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA**

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KRISTEENA SCARPINO,  
individually and on behalf  
of similarly situated individuals,

Plaintiff,

v.

IMAGINATION INDUSTRIES, INC., d/b/a  
AMERICAN DREAM,  
and CASEY ROWE,

Defendants.

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C.A. No. 8-20-cv-449

**PLAINTIFF’S UNOPPOSED MOTION  
FOR APPROVAL OF FLSA SETTLEMENT**

**I. INTRODUCTION**

Plaintiff Kristeena Scarpino (“Scarpino”) hereby respectfully requests the Court’s approval of the FLSA settlement reached by the Plaintiff and Defendants Imagination industries, Inc., d/b/a American Dream and Casey Rowe ( “Defendants”).<sup>1</sup> This Settlement resolves the claims of the Plaintiff and opt-ins under the Fair Labor Standards Act, 29 U.S.C. §§ 201, *et seq.* (“FLSA”) and the Nebraska Wage and Hour Act (“NWhA”) for a total of \$70,000.00, and was the result of an all day settlement conference before Magistrate Judge Nelson. As detailed in the accompanying Memorandum of Law, this proposed resolution of the Plaintiff and opt-ins’ claims is fair and reasonable and warrants judicial approval.

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<sup>1</sup> The Settlement Agreement is attached hereto as Exhibit 1.

Because the Settlement reached by the Parties is fair and reasonable, Plaintiff respectfully requests that the Court issue an order: 1) granting approval of the proposed Settlement Agreement; 2) approving attorneys' fees and costs in the amount of \$23,333.33 3) approving the service award of \$5,000 to Plaintiff Scarpino; 4) approving the distribution of settlement awards to the Plaintiff and opt-ins as described above; and 5) dismissing the claims of the Plaintiff and opt-ins with prejudice against Defendants.

DATED: September 3, 2021

Respectfully submitted,

KRISTEENA SCARPINO, on behalf of herself  
and all others similarly situated,

By her attorneys,

/s/ Olena Savytska

Harold Lichten

Olena Savytska

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**CERTIFICATE OF SERVICE**

I hereby certify that on this 3 day of September, 2021, a copy of the foregoing motion and all exhibits was filed electronically through the Court's CM/ECF system, which will send notice of this filing to all counsel of record.

/s/ Olena Savytska  
Olena Savytska, Esq